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DATE: 22 December 2009

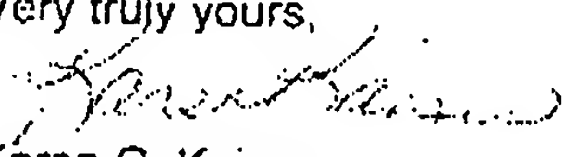
Attention: Examiner Lien Tran, Art Unit 1794

Re: S.N. 10/646,429
Our ref. 3043.FDI

Dear Ms. Tran,

Further to our discussion last week, I will be filing a response to the outstanding action through normal channels. However, please note the appeal opinion in U.S. Serial No. 10/974,165. The issue in the Appeal was "Did the Examiner err in not considering the process limitations of claims 8 and 18." The conclusion was that the Examiner did err. The Board stated in its analysis that the "process limitations of claims 8 and 18 need only be considered to the extent that they provide a different product. In this situation, the process limitations do result in a different product." Thank you,

Very truly yours,


Karen G. Kaiser
Reg. No. 33,506

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